

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, SEPTEMBER 8, 2014**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:06 p.m. on Monday, September 8, 2014, with Councillor Lewis presiding.

Councillor Gooden led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*0 ABSENT:*

A quorum of twenty-nine members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Talley recognized newly seated Councillor LaKeisha Jackson's mother, Alva Mae. Councillor Sandlin recognized Perry Township resident and downtown business owner, Chuck Brewer. Councillor Barth recognized University of Indianapolis students in the State and Local Government Class taught by President Lewis. Councillor Lutz recognized Van Bartow, community activist. Councillor Simpson recognized Local 416 Firefighters president Mike Reeves. Councillor Pfisterer recognized Jeannie Byfield and her husband Carter, westside residents. Councillor Miller recognized his mother visiting from Jacksonville, Florida, and his son, who are in the audience. Councillor Oliver wished his wife a 49<sup>th</sup> Wedding Anniversary. Councillor Pfisterer recognized Chief Deputy Coroner Alfarena Ballew.

## OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, September 8, 2014, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Maggie A. Lewis  
President, City-County Council

August 19, 2014

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Monday, August 25, 2014 a copy of a Notice of Public Hearing on Proposal Nos. 244 and 245, 2014, said hearing to be held on Monday, September 8, 2014, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/NaTrina DeBow  
Clerk of the City-County Council

August 25, 2014

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Wednesday, August 27, 2014 a copy of a Notice of Public Hearing on Proposal No. 248, 2014, said hearing to be held on Monday, September 8, 2014, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/NaTrina DeBow  
Clerk of the City-County Council

August 25, 2014

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, NaTrina DeBow, the following ordinances:

FISCAL ORDINANCE NO. 33, 2014 – appropriates \$100,000 in the 2014 Budget of the Office of the Mayor (Consolidated County Fund) for early childhood education programs via a public purpose grant to be awarded to the United Way of Central Indiana

FISCAL ORDINANCE NO. 34, 2014 – approves an additional appropriation of \$5,152,500 and a transfer of \$11,000,000 in the 2014 Budget of the Department of Public Works (Transportation

*September 8, 2014*

General, Consolidated County, Federal Grants and Stormwater General Funds) to fund street repairs, the Pennsy Trail greenway development project, and stormwater capital projects

FISCAL ORDINANCE NO. 35, 2014 – approves transfers of \$135,000 in the 2014 Budget of the Department of Public Safety, Animal Care and Control and Homeland Security Divisions (Consolidated County Fund) for fleet services expenses

GENERAL ORDINANCE NO. 32, 2014 – amends the Code by adding a new Chapter 851 establishing the Indianapolis-Marion County Landlord Registration Program

GENERAL ORDINANCE NO. 33, 2014 – authorizes a reduction in speed limit in certain areas between Hanna Avenue and National Avenue (District 20)

GENERAL ORDINANCE NO. 34, 2014 – amends Chapter 251 of the Code by adding a requirement that automated external defibrillators be available in certain public places

GENERAL RESOLUTION NO. 10, 2014 – approves an amendment to the declaratory resolution and redevelopment plan for the Fall Creek/Citizens Consolidated Redevelopment Area

GENERAL RESOLUTION NO. 11, 2014 – approves a public purpose grant to the United Way of Central Indiana totalling \$100,000 for the purpose of expanding access for Marion County children to high-quality early childhood education

GENERAL RESOLUTION NO. 12, 2014 – approves the issuance of promissory notes by the Metropolitan Development Commission in an amount not to exceed \$12,500,000 for the purpose of acquisition of real property and rehabilitation needed at Keystone North Apartments

SPECIAL RESOLUTION NO. 45, 2014 – recognizes the 24th Anniversary of the Americans with Disabilities Act

SPECIAL RESOLUTION NO. 46, 2014 – recognizes Caroline Farrar for thirty years of service, commitment and dedication as Executive Director of the Meridian-Kessler Neighborhood Association

SPECIAL RESOLUTION NO. 47, 2014 – recognizes the public service of Councillor Vernon Brown

SPECIAL RESOLUTION NO. 48, 2014 – recognizes the the value of a Presidential Youth Council

SPECIAL RESOLUTION NO. 49, 2014 - designates East 22nd Street, from North Olney Street to Sherman Drive, as the Father Boniface Hardin Memorial Way

s/Gregory A. Ballard, Mayor

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journals of August 18, 2014. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 282, 2014. The proposal, sponsored by Councillors Pfisterer and Lutz, recognizes the Zore Towing Company. Councillor Pfisterer read the proposal and presented representatives with copies of the document and Council pins. Gerald Zore thanked the Council for the recognition. Councillor Pfisterer moved, seconded by Councillor Lutz, for adoption. Proposal No. 282, 2014 was adopted by a unanimous voice vote.

Proposal No. 282, 2014 was retitled SPECIAL RESOLUTION NO. 50, 2014, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 50, 2014

A SPECIAL RESOLUTION recognizing the Zore Towing Company.

WHEREAS, the Zore Towing Company was founded in 1927 by John L. Zore; and was continued after the founder's death by John O. and James L. Zore, with the able assistance of their sister Jean, and

WHEREAS, in 1940, Zore Towing moved to its westside location and has remained there under the guidance of siblings Jean Zore and Jim Zore, a United States Army Veteran who was named Tow Man of the Year in 2014; and

WHEREAS, Zore Towing is a well respected company that provides compassionate care to those in need; and

WHEREAS, this respected company is, and has been for many years, a training site for many local and state organizations; including Homeland Security, the Indianapolis Metropolitan Police Department (IMPD), the *Special Weapons And Tactics* (SWAT) team, the Federal Bureau of Investigations (FBI), the Indiana State Police, the United States Army and Navy, and the Fire Department Instructors Conference (FDIC); and

WHEREAS, in addition to supporting Marion County, Zore Towing provides support for Army Medevac Training, Hendricks County, the Plainfield Police Department, and Indianapolis Power and Light Company for their safety training and accident reconstruction. There is a list of 41 agencies this company quietly supports in helping to keep Hoosiers safe by training personnel in a safe and free environment; and

WHEREAS, Zore Towing also donates cars for fundraising to five local high schools, St. Christopher Church, the Marion County Fair, the Indiana State Fair, and the Every 15 Minutes Program for Boone County; and has made donations to a wide variety of state and local programs, as well as various athletic teams; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes the Zore Towing Company.

SECTION 2. The Council heartily thanks the Zore Towing Company for their thoughtfulness and dedication to public safety throughout Indiana.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 268, 2014. Introduced by Councillors Pfisterer, Lutz, Hunter, Gooden, McQuillen, Evans, Freeman, Miller, Sandlin and Shreve. The Clerk read the proposal entitled: "A Proposal for a General Resolution which proposes an ordinance of the Marion County Income Tax Council to rescind the local homestead credit beginning in calendar year 2015, and casts the vote of the Council on such ordinance"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 269, 2014. Introduced by Councillor McQuillen. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Adam W. Collins as Deputy Mayor for Economic Development "; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 270, 2014. Introduced by Councillor McQuillen. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which approves the Mayor's appointment of Manuel Mendez as the Director of the Department of Code Enforcement"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 271, 2014. Introduced by Councillors Cain and Talley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which approves a speed limit reduction in The Hamptons at Geist subdivision (District 5)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 272, 2014. Introduced by Councillor Osili. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Illinois Street between 10th and 11th Streets (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 274, 2014. Introduced by Councillors Sandlin, Freeman, Hunter, McQuillen and Holliday. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to limit signage allowed on the floor of the council chamber"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 275, 2014. Introduced by Councillor Lewis. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to conform the council's procedures on rezoning ordinances to state law changes made by SEA 174 (2014)"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 276, 2014. Introduced by Councillor Mansfield. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which determines that the funds are not appropriated or otherwise available to support continuation of performance of certain contracts and cancels those contracts"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 277, 2014. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Indianapolis Airport Authority, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 278, 2014. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Capital Improvement Board of Managers, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 279, 2014. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Health and Hospital Corporation of Marion County, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 280, 2014. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Indianapolis-Marion County Public Library Board, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and

obligations of said municipal corporation for 2015"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 281, 2014. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which adopts the operating and maintenance budgets and tax levies of the Indianapolis Public Transportation Corporation (IndyGo), establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015"; and the President referred it to the Municipal Corporations Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 283-286, 2014 and PROPOSAL NO. 287, 2014. Introduced by Councillor Robinson. Proposal Nos. 283-286, 2014 and Proposal No. 287, 2014 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on August 21 and 26, 2014. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 61-65, 2014, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 61, 2014.

2014-ZON-035

3450 South Carroll Road (approximate address)

FRANKLIN TOWNSHIP, CD # 25

Ryan and Courtney J. Rennier requests Rezoning of 14.1 acres from the SU-1 (FF) District to the D-A (FF) classification to provide for agricultural uses.

REZONING ORDINANCE NO. 62, 2014.

2014-ZON-036

2850 South Holt Road (approximate address)

WAYNE TOWNSHIP, CD # 19

Roman Catholic Archdiocese of Indianapolis Properties, Inc., by David and Justin Kingen requests Rezoning of 0.28 acre from the SU-1 District to the D-5 classification to provide for residential uses.

REZONING ORDINANCE NO. 63, 2014.

2014-ZON-037

7910 West Washington Street (Approximate Address)

WAYNE TOWNSHIP, CD # 13

Storage of America, LLC ,by Joseph D. Calderon requests Rezoning of 6.2 acres from the C-S district to the C-S classification to provide for mini-warehouses, in addition to the uses approved by 2007-ZON-100.

REZONING ORDINANCE NO. 64, 2014.

2014-ZON-038

2908 Bluff Road (Approximate Address)

CENTER TOWNSHIP, CD # 19

Gurnam Singh Dhaliwal Rezoning of 2.1 acres from the D-A district to the C-7 classification to provide for truck storage and related uses.

REZONING ORDINANCE NO. 65, 2014.

2014-ZON-025

918 FORT WAYNE AVENUE

CENTER TOWNSHIP, CD # 9

NEIGHBORHOOD DOWNTOWN ZONING ASSISTANCE requests Rezoning of 0.84 acre from the C-4 District to the CBD-2 classification to provide for a multi-family residential development.

## SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 229, 2014. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 229, 2014 on July 23 and August 20, 2014. The proposal, sponsored by Councillors Barth, Lewis, Moriarty Adams, Talley, Hickman, Robinson and Adamson, approves an appropriation of \$1,500,000 in the 2014 Budget of the City-County Council (RebuildIndy Sub-Fund) for contractual expenditures related to public safety and neighborhood stabilization efforts. By an 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Moriarty Adams stated that sponsors have asked that this proposal be returned to committee for further discussion. She moved, seconded by Councillor Talley, to return the proposal to committee. Proposal No. 229, 2014 was returned to committee on the following roll call vote; viz:

*28 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley*  
*1 NAY: Holliday*

PROPOSAL NO. 244, 2014. Councillor Robinson reported that the Metropolitan and Economic Development Committee heard Proposal No. 244, 2014 on August 25, 2014. The proposal, sponsored by Councillors Miller and Osili, approves an additional appropriation of \$670,000 in the 2014 Budget of the Department of Metropolitan Development (Federal Grants Fund) for the removal of blighted properties. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Adamson asked to be added as a co-sponsor.

The President called for public testimony at 7:26 p.m. There being no one present to testify, Councillor Robinson moved, seconded by Councillor Talley, for adoption. Proposal No. 244, 2014 was adopted on the following roll call vote; viz:

*29 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson*  
*0 NAYS:*

Proposal No. 244, 2014 was retitled FISCAL ORDINANCE NO. 36, 2014, and reads as follows:

### CITY-COUNTY FISCAL ORDINANCE NO. 36, 2014

A FISCAL ORDINANCE amending the City-County Annual Budget for 2014 (City-County Fiscal Ordinance No. 270, 2013) appropriating an additional Six Hundred Seventy dollars (\$670,000) for purposes of the Department of Metropolitan Development.

### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures, the necessity for which has arisen since the adoption, the City-County Annual Budget for 2014 is hereby amended to reflect additional appropriations hereinafter stated for purposes of the Department of Metropolitan Development.

SECTION 2. Appropriates \$670,000 from a newly created fund established after the award Hardest Hit grant funds from the United States Treasury through the Indiana Housing and Community Development Authority for the purposes of removing blighted properties.

The following additional appropriation is hereby approved:

FUND	CHAR 1	CHAR 2	CHAR 3	CHAR 4	CHAR 5	TOTAL
TBD	0	0	590,000	80,000	0	670,000

SECTION 3. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 245, 2014. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 245, 2014 on August 20, 2014. The proposal, sponsored by Councillors Moriarty Adams and Osili, approves an additional appropriation of \$95,000 in the 2014 Budget of the Marion County Community Corrections (County General and County Cumulative Capital Funds) to fund four additional customer service managers' salaries, benefits and other associated costs and two vehicles for home visits. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:29 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Adamson, for adoption. Proposal No. 245, 2014 was adopted on the following roll call vote; viz:

28 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley  
1 NAY: Holliday

Proposal No. 245, 2014 was retitled FISCAL ORDINANCE NO. 37, 2014, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 2014

A FISCAL ORDINANCE amending the City-County Annual Budget for 2014 (City-County Fiscal Ordinance No. 270, 2013) Appropriating a total of \$95,000 for purposes of the Marion County Community Corrections.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since its adoption, the City-County Annual Budget for 2014 be amended by the increases hereinafter stated for purposes of the Marion County Community Corrections.

SECTION 2. The Marion County Community Corrections, Appropriate funds in the County General Fund and the County Cumulative Capital Fund for 4 additional Customer Service Managers and 2 vehicles. The following changes to appropriations are hereby approved:



<b>FUND</b>	<b>CHAR 1</b>	<b>CHAR 2</b>	<b>CHAR 3</b>	<b>CHAR 4</b>	<b>CHAR 5</b>	<b>TOTAL</b>
County General Fund 10101	50,000	10,000	5,000			65,000
County Cumulative Capital Fund 40101				30,000		30,000

SECTION 3. Upon approval of this, and other pending approvals, the 2013 year end and projected 2014 year end fund balances are as follows:

Fund	Projected 2013 year-end balance	Projected 2014 year-end balance
County General Fund (10101)	10,885,762	12,898,610
County Cumulative Capital Fund (40101)	451,116	1,209,972

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 248, 2014. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 248, 2014 on August 20 and 27, 2014. The proposal, sponsored by Councillors Pfisterer, Lutz, Hunter, Gooden, McQuillen, Evans, Freeman, Miller, Sandlin and Shreve, proposes an ordinance of the Marion County Income Tax Council to increase the income tax rate for public safety, effective January 1, 2015, and to cast the vote of the City-County Council on such ordinance. By a 6-4 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Pfisterer moved, seconded by Councillors McQuillen and Lutz, to amend Proposal No. 248, 2014 to its originally introduced version, restoring all of the language that was amended out in committee. She said that in order to fund more police officers, they need both parts, including the homestead credit elimination.

Councillor Mansfield said that she opposes the amendment, as many of her constituents have already experienced an increase in taxes, which was not small, due to the expansion of the police district. Eliminating the homestead credit will just add insult to injury to those constituents on the north west side.

Councillor Pfisterer said that eliminating the homestead credit will impact constituents far less than the increase of the public safety tax. She said that this would average out to about \$22 a year and would go a long way to address this City's public safety needs.

Councillor Mansfield said that it is misleading to say a citizen will only pay \$22 a year extra, because this amount varies throughout the County. Her district's constituents will pay much more than that, and this does not show a true picture of how her constituents will be affected.

Councillor Freeman said that he supports the amendment. He said that they should have eliminated this credit the year the State initiated the property tax caps. They have been using artificial tax dollars for years as a scheme to pay down property taxes.

Councillor Barth said that originally, it was suggested that the additional revenue from this elimination be used to fund new officers. However, it is now being purported to be used for a pre-k program. He said that a new proposal was just introduced this evening to deal with the

homestead credit elimination issue on its own merit, and he sees no reason not to send that through the process and see if it is really needed, or if there are alternatives for a pre-k program.

Councillor McHenry said that many public meetings were held last year and she did not receive much feedback in opposition to eliminating the homestead credit. She said that she is capped and it will not affect her at all, and she knows a lot of her district is the same. However, this should have been eliminated when the property tax relief was provided by the State.

Councillor Simpson moved, seconded by Councillor Talley, to call the question and end debate. Debate was ended on the following roll call vote; viz:

*15 YEAS: Adamson, Barth, Gray, Hickman, Jackson, Lewis, Mahern, Mansfield, Mascari, Moriarty Adams, Oliver, Osili, Robinson, Simpson, Talley*  
*14 NAYS: Cain, Evans, Freeman, Gooden, Holliday, Hunter, Lutz, McHenry, McQuillen, Miller, Pfisterer, Sandlin, Scales, Shreve*

The President called for public testimony at 7:39 p.m.

Larry Vaughn, citizen, stated that the sponsors on this proposal are all Republicans, the same Republicans who took \$43 million from the General Fund and used it as their own personal piggy back. He said that Republicans got themselves in this position, using public safety dollars as their personal piggy bank. Maybe they are wealthy and can afford another \$44 a year, but most citizens cannot.

The motion to amend failed on the following roll call vote; viz:

*12 YEAS: Evans, Freeman, Gooden, Holliday, Hunter, Lutz, McHenry, McQuillen, Miller, Pfisterer, Sandlin, Shreve*  
*17 NAYS: Adamson, Barth, Cain, Gray, Hickman, Jackson, Lewis, Mahern, Mansfield, Mascari, Moriarty Adams, Oliver, Osili, Robinson, Scales, Simpson, Talley*

Councillor Mansfield said that in 2007, she voted in to support a large increase for public safety. She said that it was very needed, as pensions had not been adequately funded during the Goldsmith administration. She said that she cannot support this proposal this evening, because the current administration has very misplaced priorities, and they continue to overuse tax increment financing (TIF) dollars and continue to throw money at developers, and she cannot trust that these dollars will go toward what they were intended.

Councillor Freeman said that everyone needs to wake up to the reality of the world as it is today. He said that he has just lived through the worst economy of his lifetime, and unlike other cities, they have not laid off police officers. The force has fewer officers than he would like, however, and the City is already taking in less revenue, and he has not seen a plan proposed by the other side of the aisle on how to fix this problem. The president of the Fraternal Order of Police asked him if this would pass, and he told them to ask the Democrats, as they hold the majority. He said that crime continues to be a problem in this County, with too many young people running around without an education or constructive activities to do. He said that to blame current Mayor Ballard is a political game, as funding police officers has been a problem for a long time, through several administrations. He added that everyone he has talked to has asked him to support finding money for more officers. This is a year before the election and if anyone wants to run on the platform of not funding public safety, they should go ahead and vote against this proposal. He said that the FOP has asked for it, and two independent commissions of this Council have called for it, and they need to just do it.

Councillor Robinson said that there is a crime problem, but priorities are messed up. He said that this administration has spent millions of dollars on developers' high rise luxury apartments and cricket fields, and they have lost their way. He said that the money is there, but they are not spending it in the proper way.

Councillor Hunter said that he was originally a sponsor on this proposal, but it has been so eviscerated in committee, he no longer recognizes it. He said that they continue to debate this issue, but he guarantees that if political tides change, this will come up again, and then the Democrats will act on it. Two independent commissions, led by the Democrat caucus, the Police Staffing Study Commission and the Homestead Credit Elimination Committee recommended eliminating this credit. The Democrats also claim to want a pre-k program, so it seems they should all be on the same page. However, they are a year from elections, and would rather continue to play politics.

Councillor Hickman said that she is conflicted, because she has heard the Mayor and IMPD Chief Rick Hite say that they do not need more police officers. She said that she cannot support this proposal because she cannot guarantee it will go where intended, instead of becoming another slush fund.

Councillor Scales said adding police officers should have been a priority a long time ago. The IMPD did not address attrition, so they in essence, were laying off police officers. She said that she does not believe they should continue to tax residents, when other suggestions have been made to raise revenues, such as a special events fee and other revenue enhancements that have been ignored by this administration. She said that they need to stop going to the residents for more taxes because of lack of planning on the administration's part. She cannot support the proposal.

Councillor Moriarty Adams said that she chaired the IMPD staffing study commission, and that commission did recommend that IMPD apply for the COPS (community oriented policing) grant, and that the City raise the public safety tax and eliminate the local homestead credit. The revenue from this was all to be used for public safety. IMPD did not apply for the COPS grant, which was unfortunate, and now the only part before the Council is the increase in the public safety tax. She said that IMPD has been underfunded and understaffed for years, and they are not doing what they need to do to keep ahead of attrition and keep it staffed. This money will also go to benefit other public safety agencies, like the courts, community corrections, the sheriff, and prosecutor. She said that she does not like it, but it is necessary, in her opinion, and therefore she supports it.

Councillor Gooden agreed with Councillor Moriarty Adams and said that he voted for the amendment to also eliminate the homestead credit and maintain the pre-k funding, as well. This is just one piece of the plan, and they need more parts for it all to work together. He said that he would have liked to see the original proposal passed, but he still will support this piece.

Councillor Barth said that only one of the commissions Councillor Hunter spoke about recommended the increase in the public safety tax. During the budget last year, they asked the administration how many more officers were needed, and no one knew for sure. That is why the IMPD Staffing Study Commission was created. One thing they learned was that IMPD was woefully understaffed, and does not have the staffing needed for true community oriented policing, which is what is needed to fight the rise in crime. He said that he does not see another way to get there without increasing the public safety tax. He said that he also supports a pre-k program, but they need to be cognizant of asking the taxpayers for more, and he is working hard

to find a way to maybe do the pre-k program without affecting taxpayers in this way.

Councillor Sandlin said that he has a long-time career in public safety, and the police force has always been underfunded and understaffed. Indianapolis should be proud of the fact that they have not had to lay off police officers like many other cities around the country. He said that members tonight keep bringing up TIF and economic development dollars. All of those issues come before this Council, and this body has a say in whether those monies are allocated or not. Even if all members do not agree, those items have passed under a Democrat majority. He said that with regard to the COPS grant, these are to hire new personnel, and then they have no sustainable revenue source to keep those individuals employed. He said that he would have liked to see the original proposal pass, but this is a critical step forward, as there is a severe shortage of personnel and the current force is feeling the stress.

Councillor Robinson moved, seconded by Councillor Talley, to call the question and end debate. Debate was ended on the following roll call vote; viz:

*15 YEAS: Adamson, Barth, Gooden, Gray, Hickman, Jackson, Lewis, Mahern, Mansfield, Mascari, Moriarty Adams, Oliver, Robinson, Scales, Simpson*  
*14 NAYS: Cain, Evans, Freeman, Holliday, Hunter, Lutz, McHenry, McQuillen, Miller, Osili, Pfisterer, Sandlin, Shreve, Talley*

The President called for public testimony at 7:58 p.m.

Mr. Vaughn said that officers were never re-hired with the money that was saved from attrition, and it seems money has been mis-allocated and there should be funds to replace those lost with attrition at least.

Bill Owensby, president of FOP Lodge 86, stated that politics sickens him sometimes and he takes exception to the comments that at least they are not laying off police officers. He said that is exactly what has been done, even though it is being called attrition. He said that the control number and budget line went away when the force lost someone to death, retirement or change in employment, and every budget cycle number was then based on the number of officers they had current and active at that moment. So essentially, they have been effecting an organized, planned layoff, and the force is suffering for those decisions now. Mr. Owensby said that Councillor Hickman stated that Director Riggs and Chief Hite said that more officers were not needed, but that is not correct, as they have never said that. He added that this is not a problem where they can snap their fingers and fix it. The new hires this year will not be ready to take a run for two years, and by then, they will lose 60 more officers through attrition. He asked who would suffer then. He said it will be this Council's constituents, because the police cannot do their job because the Council is not doing theirs.

Councillor Oliver called for a point of order and said that he takes offense to political comments being made. The President asked for a ruling from General Counsel, Fred Biesecker. Mr. Biesecker said that he has not heard any comments that were not germane to the matter currently under discussion or out of order.

Mr. Owensby continued and said that he is sorry if Councillor Oliver was offended, but it might be time the Council gets offended, because they are dealing with people's lives and batting the officers around like a football.

There being no further testimony, Councillor Moriarty Adams moved, seconded by Councillor

Talley, for adoption. Proposal No. 248, 2014, as amended in committee, was adopted on the following roll call vote; viz:

*19 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Holliday, Hunter, Lewis, Lutz, Mahern, McHenry, McQuillen, Miller, Moriarty Adams, Pfisterer, Sandlin, Shreve, Talley*  
*10 NAYS: Gray, Hickman, Jackson, Mansfield, Mascari, Oliver, Osili, Robinson, Scales, Simpson*

Councillors Lutz, Pfisterer, Adamson, Miller, Hickman, Scales, Oliver, McHenry, Osili, Hunter, Freeman and Hickman asked for consent to explain their votes. Consent was given. Councillor Lutz said that officers need more support and have too much responsibility for a single officer. Councillor Pfisterer said that the Council is the fiscal body, and they should decide where the money goes, and it is hard to raise taxes, but the officers are stressed and this is greatly needed. Councillor Adamson said that he could not support because there are too many misappropriations taking place, like with the cricket stadium. Councillor Miller said that he does not know the history of how they got here, but when Director Riggs first came, he did efficiency studies first and said he would not ask for more money unless he needed it, and now he is saying he needs it. He said that of the 650 e-mails he received, not one was upset about raising taxes for more officers, and he respects what officers do and was proud to support this. Councillor Hickman stated that to clarify her earlier statement, and said that they tell them they need more police officers and then later say they need pre-k. She said that she is against the way the proposal was written and they need to watch where the money goes and make sure it does not go for a slush fund. Councillor Scales said that she has heartburn for not supporting, but the Mayor promised new police officers when he campaigned and it has never happened, although everything else gets funded. Councillor Oliver said that priority needs to be based on input and data, and he would like to see a study commission established to determine the root causes of crime. Councillor McHenry said that she hates raising taxes when the cost of living is also increasing, but this rate was lowered at one time, and she feels it is a small price to pay. Councillor Osili said that they need more police officers, but people are already overtaxed and financially challenged. They need to look for additional sources and ways to utilize the funds they have to invest in public safety. Councillor Hunter said that he greatly respects Councillor Moriarty Adams and the work of the IMPD Staffing Study Commission, and he still wants to see the homestead credit elimination get a fair hearing. He said that this Council is the fiscal body, and therefore, they ultimately decide where the dollars go, no matter what the Mayor says. Councillor Freeman said that he is glad to see this body supporting police officer funding, and he encouraged the Public Safety and Criminal Justice Committee to look hard at the Sheriff's budget to find additional funding that is being wasted. Councillor Hickman said that this body cannot insure how those additional homestead credit dollars will be spent.

Proposal No. 248, 2014 was retitled SPECIAL RESOLUTION NO. 51, 2014, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 51, 2014

A PROPOSAL FOR A SPECIAL RESOLUTION of the City-County Council of the Consolidated City of Indianapolis and Marion County, Indiana, proposing an ordinance of the Marion County Income Tax Council to increase the income tax rate for public safety, effective January 1, 2015, under IC 6-3.5-6-1.5 and IC 6-3.5-6-31 and to cast the vote of the City-County Council on such ordinance.

WHEREAS, the Indiana General Assembly established the County Option Income Tax pursuant to IC 6-3.5-6, et seq.; and

WHEREAS, IC 6-3.5-6-2 establishes the Marion County Income Tax Council; and

WHEREAS, the Marion County Income Tax Council is composed of the City-County Council of the Consolidated City of Indianapolis and Marion County, the City Council of Beech Grove, the City Council of the City of Lawrence, the City Council of the City of Southport, and the Town Council of the Town of Speedway; and

WHEREAS, IC 6-3.5-6-31 provides that the Marion County Income Tax Council, after adopting an income tax rate pursuant to IC 6-3.5-6-30, may adopt an ordinance to impose an additional income tax rate for public safety; and

WHEREAS, in 2007 the Marion County Income Tax Council voted to impose an income tax rate pursuant to IC 6-3.5-6-30; and

WHEREAS, in 2007 the Marion County Income Tax Council voted to adopt an income tax rate for public safety pursuant to IC 6-3.5-6-31 of 0.45% from October 1, 2007 through September 30, 2008 and 0.35% from October 1, 2008 through September 30, 2009; and

WHEREAS, in 2009 the Marion County Income Tax Council voted to confirm the additional income tax rate for public safety pursuant to IC 6-3.5-6-31 effective from and after October 1, 2009 at the rate of 0.35%; and

WHEREAS, pursuant to IC 6-3.5-6-31, the Marion County Income Tax Council may adopt an income tax rate for public safety, up to 0.50%, for taxpayers in Marion County; and

WHEREAS, the public safety needs of Marion County are such that increasing the income tax rate for public safety for the purpose of benefiting the interests of public safety and criminal justice services is in the best interests of the residents of Marion County; and

WHEREAS, the City-County Council wishes to propose an ordinance of the Marion County Income Tax Council to increase the income tax rate for public safety, effective January 1, 2015 and for each calendar year after, under IC 6-3.5-6-1.5 and IC 6-3.5-6-31; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council hereby proposes an ordinance of the Marion County Income Tax Council pursuant to IC 6-3.5-6.

SECTION 2. The City-County Council hereby casts its Ninety-One and Seventy-Three Hundredths (91.73) votes in favor of the proposed ordinance of the Marion County Income Tax Council, which ordinance is attached hereto and incorporated herein as "Exhibit A."

SECTION 3. The Clerk of the City of Indianapolis hereby is ordered to deliver an original executed copy of this Resolution and the proposed ordinance of the Marion County Income Tax Council to the Controller of the Consolidated City of Indianapolis and Marion County forthwith so that the Controller shall deliver copies of such proposed ordinance to other members of the County Income Tax Council, namely, the City Council of the City of Beech Grove, the City Council of the City of Lawrence, the Town Council of the Town of Speedway, and the City Council of the City of Southport, after receipt from the City Clerk and so that the other members of the Marion County Income Tax Council shall, after receipt from the Controller, vote on such proposed ordinance.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with I.C. 36-3-4-14.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 214, 2014. Councillor Adamson reported that the Public Works Committee heard Proposal No. 214, 2014 on July 24 and August 28, 2014. The proposal, sponsored by Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern, amends the Code to remove the sunset provision related to the excise surtax and wheel tax contained therein to provide revenue for financing of IndyRoads Revenue Bonds. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Adamson moved, seconded by Councillor Cain, for adoption. Proposal No. 214, 2014 was adopted on the following roll call vote; viz:

September 8, 2014

27 YEAS: Adamson, Barth, Cain, Evans, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley

0 NAYS:

2 NOT VOTING: Freeman, Mansfield

Proposal No. 214, 2014 was retitled GENERAL ORDINANCE NO. 35, 2014, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 2014

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to remove the Sunset Provision related to the Excise surtax and Wheel tax contained therein.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 121-504 of the "Revised Code of the Consolidated City and County", regarding the Sunset provision, is hereby and shall be deleted in its entirety.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 242, 2014. Councillor Robinson reported that the Metropolitan and Economic Development Committee heard Proposal No. 242, 2014 on August 25, 2014. The proposal, sponsored by Councillor Evans, approves the statement of benefits of Becknell Industrial, LLC, an applicant for tax abatement for property located in an economic revitalization area. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Robinson moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 242, 2014 was adopted on the following roll call vote; viz:

27 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson, Talley

1 NAY: Mahern

1 NOT VOTING: Mansfield

Proposal No. 242, 2014 was retitled GENERAL RESOLUTION NO. 14, 2014, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 14, 2014

PROPOSAL FOR A GENERAL RESOLUTION to approve the statement of benefits of Becknell Industrial, LLC. (hereinafter referred to as "Applicant"), an applicant for tax abatement for property located in an allocation area as defined by IC 36-7-15.1-26.

WHEREAS, IC 6-1.1-12.1 allows a partial abatement of property taxes attributable to redevelopment, rehabilitation activities or installation of new equipment in Economic Revitalization Areas (each hereinafter referred to as a "Project"); and

WHEREAS, pursuant to IC 6-1.1-12.1, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (hereinafter referred to as "MDC") is empowered to designate Economic Revitalization Areas; and

WHEREAS, IC 6-1.1-12.1 requires an applicant for Economic Revitalization Area designation to provide a statement of benefits and requires the MDC, before it makes a decision to designate the area as an Economic Revitalization Area, to determine that (i) the estimated value of a Project is reasonable for projects of that nature, (ii) the estimated employment at the indicated annual salaries for a Project identified in the statement of benefits can reasonably be expected, (iii) a Project can be reasonably expected to yield the benefits identified in the statement of benefits and (iv) the totality of benefits arising from a Project is sufficient to justify Economic Revitalization Area designation; and

WHEREAS, pursuant to IC 6-1.1-12.1-2(k), a statement of benefits for property located within an allocation area, as defined by IC 36-7-15.1-26, may not be approved unless the City-County Council of Indianapolis and Marion County, Indiana (hereinafter referred to as "Council") adopts a resolution approving the statement of benefits; and

WHEREAS, the Applicant has submitted a real property Statement of Benefits to the MDC as part of its application for Economic Revitalization Area designation for property where Applicant's Project will occur, located within an allocation area, as defined by IC 36-7-15.1-26; and

WHEREAS, MDC has preliminarily approved Applicant's Statement of Benefits, pending adoption from the Council, to allow the designation of the Economic Revitalization Area and related tax abatement pursuant to IC 6-1.1-12.1; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Council hereby approves the Statement of Benefits that was submitted to the MDC, as part of the application for Economic Revitalization Area designation, by Becknell Industrial, LLC.

SECTION 2. This resolution shall be in effect from and after its passage by the Council and compliance with Ind. Code 36-3-4-14.

PROPOSAL NO. 243, 2014. Councillor Robinson reported that the Metropolitan and Economic Development Committee heard Proposal No. 243, 2014 on August 25, 2014. The proposal, sponsored by Councillors Miller and Osili, approves a transfer of \$350,000 in the 2014 Budget of the Department of Metropolitan Development (Community Development Block Grants Fund) for construction of the track and field at Central State. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Scales asked the total amount given by the City for the track and field. Jennie Fults, Department of Metropolitan Development, said that the total cost of the project is \$1.5 million, which is a combination of funding from the Department of Public Works, Community Development Block Grant dollars, and the National Football League. Councillor Scales asked how it can be available for the community if the school uses it. Ms. Fults said that the Parks Department will actually schedule use of the facility, and the charter school only goes through third grade, so their use would be minimal and mostly during school hours. Councillor Scales asked if this kind of money has ever been given to a charter. Ms. Fults said that the benefit to the charter is minimal.

Councillor McQuillen asked if there will be some kind of sign-up sheet for usage. Ms. Fults said that they will manage it as the Parks manages all their other facilities usage.



Councillor Pfisterer said that this is in her district, and she asked if it would harm the community centers from getting extra community development block grant dollars. When she found it would not harm them, she fully supports the project.

Councillor Mahern asked if this is a city facility. Ms. Fults said that it is owned, and will be managed and operated, by the city. Councillor Mahern said that he thinks more investments like this are needed in the city.

Councillor Gray asked if all entities are putting in equal amounts. Ms. Fults said that DPW is only contributing \$200,000, and the majority comes from the Department of Housing and Urban Development.

Councillor Miller said that the We Care Neighborhood across the street from this development is in strong support of the project.

Councillor Robinson moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 243, 2014 was adopted on the following roll call vote; viz:

29 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson  
0 NAYS:

Proposal No. 243, 2014 was retitled FISCAL ORDINANCE NO. 38, 2014, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 2014

A FISCAL ORDINANCE amending the City-County Annual Budget for 2014 (City-County Fiscal Ordinance No. 270, 2013) to transfer appropriation between characters, with no increase in appropriation for purposes of the Department of Metropolitan Development.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures, the necessity for which has arisen since the adoption, the City-County Annual Budget for 2014 is hereby amended to reflect transfers of appropriation hereinafter stated for purposes of the Department of Metropolitan Development.

SECTION 2. The Department of Metropolitan Development, transfer among characters of \$350,000 from Character 3 to Character 4 in the Community Development Block Grants fund to pay for construction of the track and field at Central State. The following transfer of appropriation is hereby approved:

<u>FUND</u>	<u>CHAR 1</u>	<u>CHAR 2</u>	<u>CHAR 3</u>	<u>CHAR 4</u>	<u>CHAR 5</u>	<u>TOTAL</u>
Community Development Block Grants Fund (25502)	0	0	(350,000)	350,000	0	0

SECTION 3. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 246, 2014 Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 246, 2014 on August 20, 2014. The proposal, sponsored by Councillor Moriarty Adams, approves the adoption of the Division of State Court Administration's statewide court case management system called Odyssey. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Talley, for adoption. Proposal No. 246, 2014 was adopted on the following roll call vote; viz:

*29 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson*  
*0 NAYS:*

Proposal No. 246, 2014 was retitled GENERAL RESOLUTION NO. 15, 2014, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 15, 2014

A PROPOSAL FOR A GENERAL RESOLUTION for the Marion Superior Court to adopt the statewide case management system called Odyssey.

WHEREAS, the statewide court case management system, called Odyssey, is being offered to the Marion Superior Court, the Marion County Circuit Court and Marion County Clerk of the Court (collectively "Marion County") at no cost;

WHEREAS, the Division of State Court Administration signed a state contract in 2007 with Tyler Technologies, Inc. purchasing the rights to use Odyssey for all judicial staff in Indiana and the Division has been deploying Odyssey to the trial courts and city and town courts since 2007; and

WHEREAS, in addition to the fact the Division of State Court Administration has paid the initial licensing costs for the Odyssey software, the Division of State Court Administration will pay the yearly software maintenance and support costs and Marion County will not incur any yearly licensing costs to use the software; and

WHEREAS, the Division of State Court Administration will pay for the training of the judges, court and clerk staff; and

WHEREAS, while Marion County currently pays for the maintenance and support for the current court case management system software; with the implementation of Odyssey this cost will be eliminated; and

WHEREAS, Odyssey offers our citizens access to non-confidential court case information at no cost over the Internet at [mycase.in.gov](http://mycase.in.gov); now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves and supports the implementation of the statewide Odyssey case management system for the Marion Superior Court, the Marion County Circuit Court and the Marion County Clerk and finds that the implementation of Odyssey is in the best interests of our City and County.

SECTION 2. This resolution shall be in effect from and after its passage by the Council and compliance with IC 36-3-14.

PROPOSAL NO. 247, 2014. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 247, 2014 on August 20, 2014. The proposal, sponsored by Councillor Moriarty Adams, approves the execution of an amendment to add the Roth option to the deferred compensation plan of the City of Indianapolis and Marion County for its sworn firefighters. By a 9-0 vote, the Committee reported the proposal to the Council with the

September 8, 2014

recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Simpson, for adoption. Proposal No. 246, 2014 was adopted on the following roll call vote; viz:

29 YEAS: Adamson, Barth, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Hunter, Jackson, Lewis, Lutz, Mahern, Mansfield, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Robinson, Sandlin, Scales, Shreve, Simpson  
0 NAYS:

Proposal No. 247, 2014 was retitled GENERAL RESOLUTION NO. 16, 2014, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 16, 2014

A PROPOSAL FOR A GENERAL RESOLUTION to approve the execution of an amendment to add the Roth option to the deferred compensation plan of the City of Indianapolis and Marion County for its sworn firefighters.

WHEREAS, the City-County Council approved the establishment of the "Nationwide Retirement Solutions Deferred Compensation Plan For Public Employees", as filed with General Resolution No. 3, 2004; and

WHEREAS, the City has agreed to expand the options available to firefighters; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to Section 291-401 of the Revised Code of the Consolidated City and County, hereby approves the execution of an amendment to add the Roth option for its sworn firefighters.

SECTION 2. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 3. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

**ANNOUNCEMENTS AND ADJOURNMENT**

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor McQuillen stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor All in memory of John Torian; and
- (2) Councillor Lewis in memory of Howard Peterson, Alex Hobbs, Patsy Herndon, Deborah Daniels and Carol Allred; and
- (3) Councillor Freeman in memory of Marvin Kolp; and
- (4) Councillor Pfisterer in memory of Jack Boswell, Gerald Burns, Victoria Samuels, Allan Wachsman and Helen Noone; and
- (5) Councillor Mascari in memory of Paul Page; and
- (6) Councillor McQuillen and McHenry in memory of Betty J. Glossbrenner; and
- (7) Councillor McQuillen in memory of Carl E. "Bud" Brehob.

Councillor McQuillen moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of John Torian, Howard

Peterson, Alex Hobbs, Patsy Herndon, Deborah Daniels, Carol Allred, Marvin Kolp, Jack Boswell, Gerald Burns, Victoria Samuels, Allan Wachsman, Helen Noone, Paul Page, Betty J. Glossbrenner, and Carl E. "Bud" Brehob. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:44 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of September, 2014.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)